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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/345,448 07/01/99 CONMY

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EXAMINER

021967
HUNTON AND WILLIAMS
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WASHINGTON DC 20006

TM02/0226

I.V.A

ART UNIT

PAPER NUMBER

2172

DATE MAILED:

02/26/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.
09/345,448

Applicant(s)
Conmy et al.

Examiner
Anh Ly

Group Art Unit
2172



- ☐ Responsive to communication(s) filed on _____
- ☐ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

- ☒ Claim(s) 1-20 is/are pending in the application.
- Of the above, claim(s) _____ is/are withdrawn from consideration
- ☐ Claim(s) _____ is/are allowed.
- ☒ Claim(s) 1-20 is/are rejected.
- ☐ Claim(s) _____ is/are objected to.
- ☐ Claims _____ are subject to restriction or election requirement.

Application Papers

- ☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
- ☐ received.
- ☐ received in Application No. (Series Code/Serial Number) _____
- ☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

- ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- ☒ Notice of References Cited, PTO-892
- ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____
- ☐ Interview Summary, PTO-413
- ☒ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

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DETAILED ACTION

1. Claims 1-20 in this application are pending.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

3. Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by US Patent No. 5,987,454 issued to Hobbs.

With respect to claim 1, Hobbs discloses a system for enabling a system user to request a subscription of at least one non-^{web}~~web~~ document from at least one database, comprising subscription requesting means for enabling the user to request the subscription of at least one non-web document from the at least one database as claimed (see abstract, col. 7, lines 34-50); search performing means for performing a search of the at least one database for information matching the subscription as claimed (col. 4, lines 20-34, see fig. 4, col. 13, lines 66-67, and col. 14, lines 1-67, and col. 15, lines 1-28); subscription retrieving means for retrieving the information matching the subscription as claimed (col. 4, lines 20-34, col. 7, lines 10-30, and col. 12, lines 40-63).

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With respect to claim 2, Hobbs discloses the search performing means performs the search of the at least one database on a random basis as claimed (col. 16, lines 34-67).

With respect to claim 3, Hobbs discloses the search performing means performs the search on a random basis selected by the user as claimed (col. 21, lines 54-67, col. 22, lines 1-30, and col. 23, lines 40-50).

With respect to claim 4, Hobbs discloses the option input means for enabling a user to input one or more options relating to the subscription as claimed (col. 11, lines 20-56, col. 12, lines 30-63).

With respect to claim 5, Hobbs discloses the subscription formula means for enabling the user to request a subscription using a formula as claimed (see abstract, col. 10, lines 6-67).

Claim 6 is essentially as claim 1, it is except that directed to an object rather than an apparatus (see abstract, col. 7, lines 34-50, col. 4, lines 20-34, see Fig. 4, col. 13, lines 66-67, col. 14, lines 1-67, and col. 15, lines 1-28, and col. 7, lines 10-30, and col. 12, lines 40-63), and is rejected for the same reasons as applied to the claim 1 hereinabove.

Claim 7 is essentially as claim 2, it is except that directed to an object rather than an apparatus (col. 16, lines 34-67), and is rejected for the same reasons as applied to the claim 2 hereinabove.

Claim 8 is essentially as claim 3, it is except that directed to an object rather than an apparatus (col. 21, lines 54-67, col. 22, lines 1-30, and col. 23, lines 40-50), and is rejected for the same reasons as applied to the claim 3 hereinabove.

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Claim 9 is essentially as claim 4, it is except that directed to an object rather than an apparatus (col. 11, lines 20-56, col. 12, lines 30-63), and is rejected for the same reasons as applied to the claim 4 hereinabove.

Claim 10 is essentially as claim 5, it is except that directed to an object rather than an apparatus (see abstract, col. 10, lines 6-67), and is rejected for the same reasons as applied to the claim 5 hereinabove.

Claim 11 is essentially as claim 1, it is except that directed to a method rather than an apparatus (see abstract, col. 7, lines 34-50, col. 4, lines 20-34, see Fig. 4, col. 13, lines 66-67, col. 14, lines 1-67, and col. 15, lines 1-28, and col. 7, lines 10-30, and col. 12, lines 40-63), and is rejected for the same reasons as applied to the claim 1 hereinabove.

With respect to claim 12, Hobbs discloses the step of presenting the information to the user as claimed (col. 7, lines 34-63, and col. 16, lines 21-67).

With respect to claim 13, Hobbs discloses the step of periodically searching the at least one database as claimed (col. 3, lines 1-38, col. 22, lines 66-67, and col. 23, 1-30).

Claim 14 is essentially as claim 2, it is except that directed to a method rather than an apparatus (col. 16, lines 34-67), and is rejected for the same reasons as applied to the claim 2 hereinabove.

Claim 15 is essentially as claim 3, it is except that directed to a method rather than an apparatus (col. 21, lines 54-67, col. 22, lines 1-30, and col. 23, lines 40-50), and is rejected for the same reasons as applied to the claim 3 hereinabove.

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Claim 16 is essentially as claim 1, it is except that directed to a computer usable medium having computer readable code rather than an apparatus (see abstract, col. 7, lines 34-50, col. 4, lines 20-34, see Fig. 4, col. 13, lines 66-67, col. 14, lines 1-67, and col. 15, lines 1-28, and col. 7, lines 10-30, and col. 12, lines 40-63), and is rejected for the same reasons as applied to the claim 1 hereinabove.

Claim 17 is essentially as claim 2, it is except that directed to a computer usable medium having computer readable code rather than an apparatus (col. 16, lines 34-67), and is rejected for the same reasons as applied to the claim 2 hereinabove.

Claim 18 is essentially as claim 3, it is except that directed to a computer usable medium having computer readable code rather than an apparatus (col. 21, lines 54-67, col. 22, lines 1-30, and col. 23, lines 40-50), and is rejected for the same reasons as applied to the claim 3 hereinabove.

Claim 19 is essentially as claim 4, it is except that directed to a computer usable medium having computer readable code rather than an apparatus (col. 11, lines 20-56, col. 12, lines 30-63), and is rejected for the same reasons as applied to the claim 4 hereinabove.

Claim 20 is essentially as claim 5, it is except that directed to a computer usable medium having computer readable code rather than an apparatus (see abstract, col. 10, lines 6-67), and is rejected for the same reasons as applied to the claim 5 hereinabove.

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Conclusions

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosures.

Lambert et al. (US Patent No. 6,038,601)

Ainsbury et al. (US Patent No. 6,078,924)

Collins (US Patent No. 6,061,681)

Krause (US Patent No. 6,047,323)

Edelstein et al. (US Patent No. 6,101,537)

Meske, Jr. et al. (US Patent No. 5,953,732)

Dasan (US Patent No. 5,761,662)

Taylor (US Patent No. 5,832,497)

Parrish et al. (US Patent No. 5,416,694)

Stipanovich et al. (US Patent No. 5,117,353)

Contact Information

5. Any inquiry concerning this communication should be directed to Anh Ly whose telephone number is (703) 306-4527. The examiner can be reached on Monday - Friday from 8:00 AM to 4:00 PM.

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If attempts to reach the examiner are unsuccessful, see the examiner's supervisor, Kim Vu, can be reached on (703) 305-4393.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to:

(703) 308-9051 (for formal communications intended for entry)

or:

(703) 305-9724 or (703) 308-6606 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

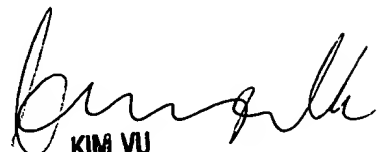
Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (receptionist).

Inquiries of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-9600.

AL



Feb. 24th, 2001



KIM VU
SUPERVISORY PATENT EXAMINER
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